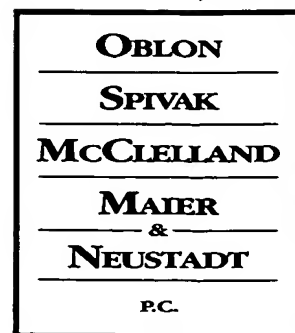




COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

Docket No.: 239786US0CIP



ATTORNEYS AT LAW

RE: Application Serial No.: 10/608,147
Applicants: Philippe DESPRES, et al.
Filing Date: June 30, 2003
For: SMALL PEPTIDES HAVING APOPTOTIC
ACTIVITIES AND THEIR APPLICATIONS
Group Art Unit: 1653
Examiner: R. A. WAX

SIR:

Attached hereto for filing are the following papers:

Response to Restriction Requirement

Our check in the amount of \$0.00 is attached covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R. 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.
Norman F. Oblon

Charles J. Andres, Jr., Ph.D.

Registration No. 57,537

Customer Number

22850

(703) 413-3000 (phone)
(703) 413-2220 (fax)

DOCKET NO: 239786US0CIP



IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF :
PHILIPPE DESPRES, ET AL. : EXAMINER: R. A. WAX
SERIAL NO: 10/608,147 :
FILED: JUNE 30, 2003 : GROUP ART UNIT: 1653
FOR: SMALL PEPTIDES HAVING :
APOPTOTIC ACTIVITIES AND THEIR
APPLICATIONS

RESPONSE TO RESTRICTION REQUIREMENT

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

SIR:

Responsive to the Restriction Requirement dated December 1, 2005, Applicants provisionally elect, with traverse, Group I: Claims 1-5, drawn to a polypeptide and pharmaceutical composition, for further prosecution.

Remarks begin at page 2 of this paper.